

396

July 16, 1984

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board

In the Matter of)
)
THE CLEVELAND ELECTRIC ILLUMINATING)
COMPANY, et. al.,)
)
(Perry Nuclear Power Plant, Units:)
1 and 2))
)

'84 JUL 20 12:27
Docket Nos. 50-44027
50-441
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SUNFLOWER'S RESPONSE IN OPPOSITION TO PARTICULARIZATION
OF ISSUE NO. 1

Now comes Sunflower Alliance, by and through counsel, and enters its opposition to the "Motion for Particularization of Issue No. 1" filed by Applicant.

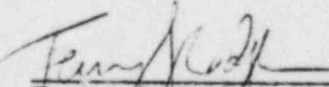
Applicant's claim that summary disposition is "impossible" without particularization should collapse on its own lack of merit. It is not this Board's responsibility to give Applicant a helping hand in setting up broad issues of fact for an attempt at summary proceedings.

The offsite emergency response plans being compiled by the State of Ohio are not complete' they are not finally approved; and in fact at this point the PNPP offsite plan is undergoing public comment until September 1, as evidenced by Attachment A hereto.

No party hereto will be prejudiced by denying the "Motion" pending finalization of draft plans and an opportunity for Sunflower to frame any possible stipulations as to preparations or issues within this contention.

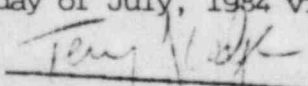
WHEREFORE, Sunflower respectfully prays the Board to deny Applicant's "Motion."

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PDR ADOCK 05000440
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Terry J. Lodge
Counsel for Sunflower Alliance
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CERTIFICATION

I hereby certify that a copy of the foregoing was sent to each party on the attached "Service List" this 18th day of July, 1984 via regular U.S. Mail.



DS03

STATE OF OHIO

ADJUTANT GENERAL'S DEPARTMENT

Attachment A

2825 WEST GRANVILLE ROAD
WORTHINGTON, OHIO 43085

DISASTER SERVICES AGENCY

AGOH-DS

DOCKETED
JUL 3, 1984
JUL 20 10:27
BRANCH

TO THE READER:

Transmitted herewith is one copy of the State of Ohio Plan for Response to Radiological Emergencies at Licensed Nuclear Facilities (Edition of 1984), which is intended to replace the existing edition of 1980.

This Plan was submitted in June 1984 to the Regional Assistance Committee of the Federal Emergency Management Agency, Region V in Chicago, Illinois for review and comment. In as much as the reviewing process is not yet complete and the document has not received full Federal approval, it is necessary that both editions of the Plan be filed together until approval for final publication has been obtained.

Although the Ohio Disaster Services Agency is charged with the responsibility for the preparation of this document, public health and safety considerations require that a copy of the Plan be made available for public review and comment in appropriate public document rooms of specified libraries sited in the vicinity of a nuclear power facility. Members of the general public desiring to submit comments regarding this document may do so not later than September 1, 1984 to ensure prompt receipt and action by this office.

Thank you for your cooperation.

FOR THE DIRECTOR



RICHARD M. LOCKHART
Deputy Director

JAS:kjs

cc'd 7/6/84

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(Perry Nuclear Power Plant,)
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Docket Nos. 50-440
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SERVICE LIST

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